

SPECIAL ELECTION ISSUE

Local 70 News



70 Hegenberger Road, Oakland, Calif. 94621

December 1989

© 148

Phone 569-9317



President's Report

Three years have passed and we again approach the election process so familiar to those of us who have been in Local 70 so long. On December 8 and 9, 1989, we again select those people who will represent us for a three-year period.

Nominations were held on November 4, 1989, at the Local 70 Auditorium. Members from almost every industry were in attendance. I began the meeting in time-honored tradition: "This meeting has, for its sole purpose, two orders of business. The first is the nomination of officers and officials for the term 1989-1992. The second order of business is the election of the rank-and-file Election Committee whose function it is to supervise the election process in accordance with the Local 70 Bylaws, the International Constitution, and Federal law." With these words, I formally opened the election process. As President, this is one of the most important functions I perform. This is also one of the most important activities in which our total membership is engaged.

The Nominations Meeting was somewhat overshadowed by the recent earthquake. Our members are working longer hours due to the congestion on local highways and this overriding concern contributed to the fact that attendance was smaller than in years past. Those who attended, how-

ever, were high-spirited and cheered wildly as their candidates were nominated. It was especially gratifying to see so many of our retirees in attendance at this meeting. In fact, many retired officers and officials dropped in.

Our rights to attend meetings, to express controversial views and, ultimately, to chart the future of our Local through the free election of officers and officials are sacred rights. Freedom of speech and freedom of assembly are cornerstones of the rights we enjoy as citizens and as members of a labor union. So often, however, we do not exercise these rights and thus provide others with the opportunity to decide our fate. Recent state and federal elections reflect a persistent level of apathy. We complain that our vote has little effect and no real impact on important issues. These rights, however, are very often better recognized and appreciated in their absence. The recent developments in both the Soviet Union and Eastern Europe remind us of what we so often take for granted. Freedom of expression and the right to strike without retaliation was in evidence for the first time in the recent coal miners' strike in the Soviet Union. A major labor union in East Germany recently severed its ties with the Communist-

PRESIDENT, Back Page

EVERY MEMBER SHOULD

MAKE IT HIS OR HER

BUSINESS TO VOTE!

TEAMSTERS

LOCAL 70

GENERAL

ELECTION

DECEMBER

8 & 9, 1989

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Secretary Treasurer's Report

Local 70 conducted nominations for the 1989-1992 term of office at a Special-Call meeting on Saturday, November 4, 1989. In this Special Election issue of the Local 70 News, we have included a sample ballot which contains the candidates' names and the positions they seek. The election for officers and officials will be held Friday, December 8, and Saturday, December 9, 1989. The Executive Board has endeavored to make it as convenient as possible for members to cast their ballots. Besides having the polls open for two days, a procedure allowing quick distribution of absentee ballots for members who are ill, out of town, working, on vacation, or other valid reason, has been put in place. Further, the Executive Board has worked very closely with the Teamsters International, our Local Union's attorney, and the Election Committee to insure that our election procedures conform to the rules and laws that are applicable during a union election.

The election will again be supervised by Sequoia Pacific Systems Corporation. This firm has conducted Local 70's elections

since 1980 and their personnel is familiar with our physical facilities, membership and election procedures. Also overseeing the election will be the Local 70 Rank-and-File Election Committee. The nine members comprising this committee were selected by a membership vote at the conclusion of our Nomination Meeting on November 4th. We have reproduced a copy of the sample ballot in this issue so that you may familiarize yourselves with the candidates, the positions they seek, and their place on the ballot. We want to stress the importance of this election and urge each of you to take the time to vote. One of the rights and responsibilities of belonging to a Labor organization is the opportunity to cast a ballot and choose those that you want as representatives. It's expected that election results will be available by 5 p.m., December 9th. **REMEMBER, THIS IS YOUR UNION. YOUR VOTE IS IMPORTANT.**

Faternally,
Chuck Mack
Secretary Treasurer

THE HOURS

**Vote Dec. 8 from
7 a.m. to 8 p.m.**

**Vote Dec. 9 from
8 a.m. to 3 p.m.**

SAMPLE BALLOT
OFFICIAL BALLOT
TEAMSTERS LOCAL 70
ELECTION OF OFFICERS

DECEMBER 8 & 9, 1989

This ballot stub should be torn off by precinct board member and handed to the voter.

OFFICIAL BALLOT
TEAMSTERS LOCAL 70 ELECTION

PRESIDENT	Vote for One
JOSEPH L. SILVA, JR. (Incumbent)	+
VICE PRESIDENT	Vote for One
RON ROCHA (Incumbent)	+
SECRETARY-TREASURER	Vote for One
CHUCK MACK (Incumbent)	+
RECORDING SECRETARY	Vote for One
FRED ERDMAN	+
DOAK JONES	+
JOHN PETERSEN (Incumbent)	+
TRUSTEES	Vote for Three
JOHN G. BERNARDO (Incumbent)	+
JAY GOHL (Incumbent)	+
JIM MANNING	+
EMIL RADLOFF	+
EARL R. RANDALL (Incumbent)	+
BUSINESS AGENTS	Vote for Eight
"BOB" BELL (Incumbent)	+
JIM BROWN	+
LARRY DIAS (Incumbent)	+
"MARTY" FRATES (Incumbent)	+
"PETE" GEMMA (Incumbent)	+
AL "PAT" PADUVERIS	+
"DAN" VARELA (Incumbent)	+
BILL WALSH (Incumbent)	+
DAROLD L. WRIGHT (Incumbent)	+
GABE YBARROLAZA (Incumbent)	+
DISPATCHER	Vote for One
NOEL EBEN (Incumbent)	+

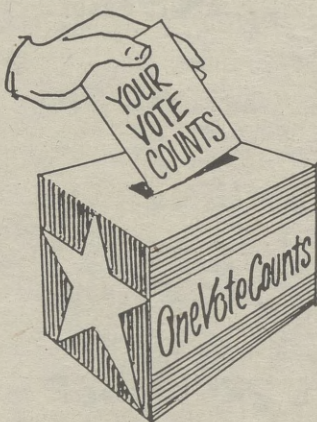
END OF BALLOT

T7101


**DO WE
HAVE
YOUR
CORRECT
ADDRESS?**

This notice is to remind all members of Local 70 that the office should have their current address.

This is always of extreme importance, but even more so during election. Therefore, please be sure to advise our office of any recent change of address in order to be assured of receiving your SAMPLE BALLOT, as well as all other information, literature, etc. directed to you.


**VOTING
HOURS**

The polls will
be open from
7 a.m. to 8 p.m.
on Friday,
December 8.

The hours on
Saturday,
December 9.
will be from
8 a.m. to 3 p.m.

**Get there
on time!**

WHERE!

The polls
for voting
will be at
Local 70's
Auditorium,
70 Hegenberger
Road, Oakland,
California

NOTICE
Local 70
**NOTICE OF
NOMINATIONS AND ELECTION**
Nominations Meeting

Nominations for Officers, Business Agents, and Dispatcher will be held on:

DATE: Saturday, November 4, 1989

TIME: 10:00 a.m.

 PLACE: Local 70 Auditorium
 70 Hegenberger Road
 Oakland, California

Offices and positions to be nominated as follows: President, Vice-President, Secretary-Treasurer, Recording Secretary, Three(3) Trustees, (8) Business Agents, Dispatcher

The number of Business Agents and Dispatcher were determined by a vote of the membership at the regular monthly meeting, August 24, 1989. The specific number of Business Agents and Dispatcher to be nominated and elected will appear in the October and November Notice of Nominations and Elections. Nominations shall be made orally from the floor. Forms for written nominations are presently available at the Union Office. Written nominations must be received by the Union prior to the nomination meeting on November 4, 1989.

The nominations and election will be governed by the provisions of the International Constitution which are stated on this page, and the Bylaws of Local 70. Prospective nominees are advised to verify the eligibility of their nominators and seconders in advance of the nominations meeting.

In order to nominate or second a nomination a member must have his dues paid through the month of October 1989. Nominations shall be made at the meeting by a member in good standing other than the nominee, by motion seconded by a member in good standing other than the nominee. Candidates must accept nominations at the time made, either in person, or if absent, in writing, and may accept nomination for only one office. A member may be nominated for and elected as a Business Agent or Assistant Business Agent as well as for an Executive Board office, as provided under Article XXII, Section 8, and may hold both the office and the position if elected to both. Concerning eligibility to run for office, Article II, Section 4(a)(1) of the International Constitution provides in part as follows:

To be eligible for election to any office in a Local Union, a member must be in continuous good standing in the Local Union in which he is a member and in which he is seeking office, and actively employed at the craft within the jurisdiction of such Local Union, for a period of twenty-four (24) consecutive months prior to the month of nomination for said office, and must be eligible to hold the office if elected. "Continuous good standing" means compliance with the provisions of Article X, Section 5, concerning the payment of dues for a period of twenty-four consecutive months, together with no interruptions in active membership in the Local Union for which office is sought because of suspensions, expulsions, withdrawals, transfer or failure to pay fines or assessments. Provided, however, that if a member on withdrawal deposits his card in the month immediately following the month for which it was effective and pays his dues for both months in a timely manner as provided in Article X, Section 5(c), such period of withdrawal shall not be considered a break in continuous good standing in the Local Union.

Elections

Election of Officers, Business Agents and Dispatcher will be held on:

DATE: Friday, December 8, 1989, polls will be open from 7:00 a.m. to 8:00 p.m.

Saturday, December 9, 1989, polls will be open from 8:00 a.m. to 3:00 p.m.

PLACE: 70 Hegenberger Road, Oakland, California

Absentee voting by mail is permitted only upon application of members who are ill, out of town, on vacation, or working.

VOTE

VOTE

VOTE

VOTE

VOTE

VOTE

NOTICE (from Page B)

Such application shall be made to the Secretary-Treasurer not less than three (3) days from the election date and shall contain the grounds therefore. Absentee ballots shall be valid only if they are received by noon of the day on which the polls close.

In order to vote, a member must have his dues paid through the month of November 1989. Membership in good standing, as required, is subject to verification by the Union. In order to obtain a ballot at the election, the member will be required to present the authorized identification card, a dues receipt, or other substantial proof to show membership in good standing, is provided herein.

Note: There is no requirement for election to the offices and positions involved in this election that the nominee must have attended a particular number of membership meetings within the 24 months prior to nominations, as referred to in Article II, Section 4(a)(2) of the International Constitution.

You should consult the Constitution and/or Bylaws of Local 70 if you have any questions about subjects which are not dealt with in this notice. Copies of the International Constitution and the Local 70 Bylaws are available for prospective candidates at the office of Teamsters Local 70.

ABSENTEE BALLOTS

Absentee voting by mail is permitted only upon application of members who are ill, out of town, on vacation, working, or have other valid reasons. Such application shall be made to the Secretary-Treasurer not less than three (3) days from the election date and shall contain the grounds therefore.

Absentee ballots shall be valid only if they are received by noon of the day on which the polls close.

**ALL OFFICERS AND
OFFICIALS ELECTED FOR
TERM DECEMBER, 1989
TO DECEMBER, 1992
will be delegates to Central
Labor bodies and
conventions in accordance
with the Bylaws of Teamsters
Local 70 and the Teamsters
International Constitution.**

ELECTION RULES

The following rules which were adopted by the Local 70 Executive Board, assisted by the Election Committee, on November 6, 1989, will govern the Local 70 Election to be held December 8 and 9, 1989.

1. As provided by the By-Laws, no electioneering will be permitted on Union property.

2. Any candidate desiring the use of union mailing services should first contact Ms. Jayne Calkins, at Teamsters Local No. 70, 70 Hegenberger Road, or P.O. Box 2270, Oakland, CA 94621-0170 (Telephone number (415) 569-9317). Ms. Calkins will provide you with a letter authorizing Robeck's Mailing Service, 1548 Montague Expressway, San Jose, CA 95131, to mail your campaign material.

Any candidate interested in mailing services should indicate to Ms. Calkins whether he wants his mailer to be sent to the entire Local 70 Roster, including retired members, or only those presently active members. The costs incurred in sending the mailer must be paid by the candidate prior to the mailer being sent. The initial costs to candidates to have Local 70 run labels will be \$50 per mailing. The ordered labels will be forwarded to Robeck's, and candidates will be required to pay the remaining addressing and mailing costs directly to Robeck's Mailing Service.

All questions regarding mailing should be directed to Jayne Calkins, Local 70, 70 Hegenberger Road, or P. O. Box 2270, Oakland, CA 94621-0170, (telephone number (415) 569-9317).

3. Although a copy of the Teamsters Local 70 By-Laws and the International Brotherhood of Teamsters Constitution (1986) were offered to candidates at the Nomination Meeting on Saturday, November 4, 1989, candidates may secure additional copies of either at the Union Office, 70 Hegenberger Road, Oakland, CA 94621-0170. Office hours: 8:00 a.m.-4:00 p.m., Monday through Friday.

4. A list of the names and addresses of all companies under contract with Local 70 was offered to all candidates at the Nomination Meeting on Saturday, November 4, 1989. Additional copies may be secured at the Union Office, 70 Hegenberger Road, Oakland, CA 94621-0170. Office hours: 8:00 a.m.-4:00 p.m., Monday through Friday.

5. A membership list will be available during regular business hours to all candidates for inspection at Local 70's office, 70 Hegenberger Road. Candidates inspecting such list will not be allowed to reproduce or copy it, or any portion thereof, in any manner.

6. Absentee voting by mail is permitted only upon application of members who are ill, out of town, on vacation, working, or other valid reason. Such application shall be made to the Secretary-Treasurer not less than three (3) days from the election date, and shall contain the grounds therefor. Absentee ballots shall be valid only if they are received by Noon of the days on which the polls close.

7. The candidate's name on the ballot shall include the first name and/or "nickname" as commonly used, in addition to the last name.

8. Voting members must have current identification in their possession at the time of voting. To expedite the voting process, members should have their membership identification cards, up-to-date dues cards, current dues receipts where possible, or driver's license. These should be made available for stamping at the time of voting.

9. Each candidate shall have the right to at least one (1) observer present at voting. Either the candidate or his observer may be present at the counting of the ballots. These observers must be members in good standing.

10. Candidates and their observers will be allowed to inspect the polling place between 6:00 a.m. and 6:30 a.m. Friday, December 8, 1989.

Chuck Mack
Secretary-Treasurer

RANK AND FILE ELECTION COMMITTEE

Henry Gonzalez
Ronald Housh
Juan Lara
Patrick O'Brien
Dale Pereira
Charles Scarano
Jon Undeen
Nita Vargas
Raymond Vital

NOTE:

IN ORDER
TO BE
ELIGIBLE
TO REGISTER
AND/OR
VOTE,
A MEMBER'S
DUES MUST
BE PAID
THROUGH
THE MONTH
OF
NOVEMBER,
1989

BRING YOUR
UNION
MEMBERSHIP
CARD AND
RECEIPT TO
VOTE
DEC. 8 AND 9

SEQUOIA PACIFIC SYSTEMS CORPORATION'S PROCEDURES FOR CONDUCT OF THE ELECTION OF OFFICERS IN TEAMSTERS UNION LOCAL 70

Don't forget!

Bring your Union member identification card and receipt, or either your California Drivers License or Social Security Card when you come to vote.

VOTE

VOTE

VOTE

VOTE

VOTE

VOTE

VOTE

In conjunction with rules and procedures adopted by the U.S. Department of Labor and the Election Committee:

I. PRECINCT RECEIVING BOARD

At 7 a.m. on the 8th of December, 1989, at the Union Hall at 70 Hegenberger Road, Oakland, California, the Election Committee will open the polls for all eligible Union members. At that time, the Election Committee will have a certified list of eligible members of the Teamsters Union, Local 70.

The members of the Election Committee will then carry out the following procedures in order to issue a ballot:

1. Each prospective voter shall show proof of eligibility (current Dues Paid receipt, driver's license, or other acceptable form).
2. The Election Board will then verify the eligibility on the certified list.
3. Each voter will then sign the Roster.
4. The Election Board or a Sequoia Pacific representative will then issue a ballot to each member with voting instructions.

II. ABSENTEE BALLOTS

At 12 noon on the 9th of December, 1989, members of the Election Committee and representatives from Sequoia Pacific will retrieve the transmittal envelopes from the Post Office in the presence of any interested Candidate or their appointed Observer (Candidates must make a written request to the Election Committee in advance and submit the name of the Observer they appoint in advance). A receipt indicating the total envelopes received shall then be transported to the Counting Center for processing and counting at the close of the polls. ANY MEMBER ISSUED AN ABSENTEE BALLOT MUST SURRENDER THAT BALLOT AT THE POLLS IF THEY WISH TO VOTE AT THE POLLS.

III. SPOILED BALLOTS

Should a voter mistakenly spoil a ballot or vote incorrectly, he is entitled to another ballot. However, the voter MUST return the spoiled ballot before being issued another. No voter shall be given more than three (3) ballots.

IV. CLOSING THE POLLING PLACE

At 8 p.m. the Election Committee will close the polling place. At that time the Official Ballot Box, containing the voted ballots, will be sealed and picked up by Brink's, Loomis, or other such security service for storage. The polling place will reopen at 8 a.m. on December 9, 1989, and the same procedures listed above will be executed. At 3 p.m., the polling place will close for voting and the voted ballots will be forwarded to the Inspection Board for processing.

V. INSPECTION BOARD

The contents of the Official Ballot Box will be removed and these procedures will be followed:

1. The ballots will be removed from the Ballot Boxes and counted. The total number of ballots in the Ballot Box MUST agree with the number of signatures in the Roster. If not, the Election Committee will make a determination as to the discrepancy.
2. Any ballots that are torn, mutilated, or otherwise rendered defective so that the Datavote machine cannot properly count them shall be segregated from the rest.

3. Each defective card shall be stamped VOID and the Election Board shall then proceed in the presence of the Election Committee, Candidates and Observers to transfer the votes on the defective card to a DUPLICATE card, which shall be clearly marked as such. The VOIDED card and its DUPLICATE shall each be given identical identifying numbers and shall be checked by a member of the Board other than the Board member punching the DUPLICATE for accuracy. Identifying numbers shall start with the number 1.

4. The VOID BALLOT will be placed in a special container and the DUPLICATE ballot will be placed with the remaining ballots for tabulation by the Ballot Counter. All duplicated ballots will be logged.

The foregoing procedures guarantee that all valid ballots will be counted even if defective, and at the same time, the identification number assigned permits reference for the original ballot from which it was duplicated in the event that a recheck becomes necessary for any reason.

The inspected ballots are then to be given to the Tabulating Board for processing through the Ballot Counter.

VI. ACCURACY CERTIFICATION BOARD (Election Committee)

This committee will test the Ballot Counter before any of the Official Ballots are processed through it, by means of a previously prepared set of ballot cards which will be run through the Counter for tabulations. If the Counter properly determines the accuracy and logic of the Counter, the Committee will so certify that the Counter is ready.

An additional test will be made by the Committee at the completion of tabulation of all ballots.

VIII. BALLOT TABULATION BOARD

After the Accuracy Certification Board and the Election Committee have certified the accuracy and logic of the Counter as proper, the Tabulation Board shall place the program card in position and commence tabulation of the ballots.

Any ballot rejected by the machine will be returned to the Ballots Inspection and Duplicating Board for processing as outlined in paragraph (2) above.

VIII. PACKAGING AND SEALING

The voted ballot cards which have been tabulated shall be placed in a special container or containers, which shall then be sealed with a permanent storage seal bearing the signature of all members of the Election Committee and Tabulation Board.

NOTE: All Boards and the Election Committee will complete Certification attesting to their handling of the ballots with respect to their portion of the foregoing procedures.

All challenges of ballots or procedures will be made to and determined by the Union Election Committee only.

Sequoia Pacific Systems will certify as to performance in accordance with the foregoing procedures, and as to the accuracy of the tabulation results. Sequoia Pacific cannot certify as to the eligibility of members to whom ballots were issued since issuance is made from the list supplied by the Union.

President

(from Page A)

controlled Labor Federation in an effort to both articulate and achieve its demands. In Poland, Solidarity provided the framework for a more democratically configured government and provides the leadership in a coalition government which, for the first time, is not dominated totally by the Polish Communist Party. In all of these cases, workers seek the benefits we already enjoy. We, however, all too often default in the exercise of these rights. I can't encourage you enough to vote on December 8 and 9.

Those who take the time to attend meetings, express their views, and exercise their vote, reinforce their God-given right to these freedoms. The exercise of freedom is the best protection for the maintenance of freedom. Although the thought is not totally my own, I have said at another time and place: "It is the blood of martyrs that waters the 'tree of liberty'; it is the ever-present vigilance and exercise of freedom which allows the 'tree of liberty' to flourish."

Thank you for your attendance at the Nominations Meeting. I look forward to seeing you on December 8 and 9 when you cast your ballot.

Fraternally,
Joseph Silva, Jr.
President